

Message Text

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21
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INFO OCT-01 ISO-00 OES-03 COME-00 EB-07 COA-01 EA-06 IO-10

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SS-15 STR-01 OMB-01 CEA-01 CIAE-00 DODE-00 PM-03 H-01

INR-05 L-02 NSAE-00 PA-01 PRS-01 USIA-06 /096 R

DRAFTED BY EUR/SOV:RMILES:RVC

APPROVED BY EUR/SOV:MGARRISON

OES:HHEYMANN

NOAA:PFOX (INFO)

EB/OT/STA:NMAYOR

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R 111854Z DEC 74

FM SECSTATE WASHDC

TO AMEMBASSY MOSCOW

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E. O. 11652 N/A

TAGS: EFIS, UR, US

SUBJECT: PELLY AMENDMENT CERTIFICATION OF SOVIET AND
JAPANESE WHALING PRACTICES

REF: 103029

1. EUR/SOV DIRECTOR GARRISON CALLED IN SOVIET COUNSELOR BUGROV DECEMBER 10 TO BRIEF HIM ON STATUS OF APPLICATION OF PELLY AMENDMENT TO SOVIET UNION BECAUSE OF SOVIET WHALING PRACTICES. DEPARTMENT PROVIDED SIMILAR INFORMATION TO JAPANESE NOVEMBER 20.

2. FOLLOWING POINTS WERE MADE TO BUGROV WHO WAS ACCOMPANIED BY I. A. ZNAMENSKIY, SOVIET MEMBER OF THE US-USSR FISHERIES CLAIMS BOARD:

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A) IN A LETTER TO THE PRESIDENT ON NOVEMBER 12, SECRETARY

OF COMMERCE DENT FORMALLY CERTIFIED THAT MINKE WHALE CATCHES OF BOTH SOVIET UNION AND JAPAN DURING 1973-74 SEASON EXCEEDED INTERNATIONAL WHALING COMMISSION (IWC) QUOTAS FOR THAT SEASON, THEREBY DIMINISHING EFFECTIVENESS OF IWC CONSERVATION PROGRAM.

B) AS DEPUTY ASSISTANT SECRETARY ARMITAGE POINTED OUT TO MINISTER-COUNSELOR VORONTSOV ON MAY 15 OF THIS YEAR,

COMMERCE DEPARTMENT HAS NO LEGAL DISCRETION IN INTERPRETING PELLY AMENDMENT BUT MUST CERTIFY FACTS OF CASE TO PRESIDENT. (REFTEL)

C) PELLY AMENDMENT AFFORDS PRESIDENT OPTION OF PROHIBITING IMPORT OF FISH PRODUCTS FROM ANY NATION SO CERTIFIED. SECRETARY DENT, HOWEVER, HAS RECOMMENDED TO PRESIDENT THAT HE NOT, RPT NOT, IMPOSE SUCH AN EMBARGO AT THIS TIME.

D) SOVIET GOVERNMENT SHOULD BE AWARE OF SERIOUSNESS WITH WHICH USG CONTINUES TO VIEW ESTABLISHMENT OF AN EFFECTIVE CONSERVATION PROGRAM FOR WHALES. WE ARE GRATIFIED BY PROGRESS MADE AT IWC MEETING IN LONDON AND WE HOPE THAT QUOTAS AGREED TO AT MEETING FOR 1974-75 SEASON WILL BE OBSERVED.

3. BUGROV AND ZNAMENSKIY LISTENED ATTENTIVELY AND SAID MOSCOW WOULD BE INFORMED. INGERSOLL

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